

**AGENDA for  
City Council Members' "NOON" Meeting  
Monday, October 2, 2000  
Immediately Following Director's Meeting  
Conference Room 113**

**I. MINUTES**

- \*1. Minutes of "Noon" Council Members' Meeting for September 18, 2000.
- \*2. Pre-Council Meeting Minutes - Executive Session - RE: Litigation-Woodard v. City - September 18, 2000.
- \*3. Pre-Council Meeting Minutes - RE: Charter Amendment Initiative Update - September 18, 2000.
- 4. Director's Minutes for August 28, 2000.
- 5. Director's Minutes for September 18, 2000.

**II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES**

- \*1. Wilderness Park General Meeting (Fortenberry)
- \*2. Board Of Health (Johnson)
- \*3. Star City Holiday Festival Board Meeting (McRoy)
- \*4. Community Health Partners Meeting (Seng) - SEPTEMBER MEETING CANCELLED
- \*5. PRT Meeting (Shoecraft)
- \*6. Entryway Corridor Design Committee (Fortenberry)
- 7. Wilderness Park Advisory Committee (Fortenberry)
- 8. Internal Liquor Committee (Johnson/McRoy/Shoecraft)
- 9. Downtown Lincoln Board Association Meeting (Seng)

**OTHER MEETINGS REPORTS:**

**III. APPOINTMENTS/REAPPOINTMENTS**

- \*1. Memo from Jennifer Brinkman - RE: Boards and Commissions Upcoming Appointments (See Material).

**IV. MEETINGS/INVITATIONS**

- 1. The New Lincoln Children's Museum invites you to attend their ribbon cutting ceremony and reception on Thursday, October 19, 2000 from 6:00 p.m. to 8:00 p.m. at 1420 "P" Street - RSVP by October 13, 2000 to 477-0128 (Council's Invitations placed in their file folder on 9/26/00)(A copy of the invitation is attached to this Agenda)(See copy of this invitation).

2. Heart Of Lincoln - Self-Guided Home Tour on Sunday, October 1, 2000 from 1:00 p.m. to 5:00 p.m. - FREE ADMISSION - Spend a delightful afternoon exploring some of the treasures in our City's historic central neighborhoods - (SEE TOUR ADDRESSES IN THE BROCHURE).
3. We would like you to be our special guest at Cedar's Turning Point Open House - on Tuesday, October 10, 2000 from 4:00 p.m. to 6:30 p.m. - Ribbon Cutting Ceremony at 5:00 p.m. - 1430 South Street (See Invitation).
4. Please Join Us... The Lincoln Chamber of Commerce requests the honor of your presence at a reception to welcome Leo Perreault, Alltel's new market area president, to the City of Lincoln - On Thursday, October 5, 2000 from 4:00 p.m. to 5:30 p.m. - at the Top of the First, U.S. Bank Building, 13<sup>th</sup> & M Streets - Please RSVP to Jaime Henning at 436-2354. (See Invitation).
5. League of Nebraska Municipalities - 2000 NLC Congress of Cities & Exposition - December 5 through 9, 2000 - Boston, Massachusetts (See Memo).
6. Hispanic Heritage Festival 2000 - on Friday, September 29<sup>th</sup> from 5:00 p.m. to 12:00 a.m. and Saturday, September 30<sup>th</sup> from 10:00 a.m. to 1:00 a.m. at Agriculture Hall-State Fair Park (See brochure for more details).

**V. COUNCIL MEMBERS**

**VI. REQUESTS OF COUNCIL FROM MAYOR - NONE**

**VII. MISCELLANEOUS - NONE**

**III. ADJOURNMENT**

**\*HELD OVER FROM SEPTEMBER 25, 2000.**

**Minutes**  
**City Council Members' "NOON" Meeting**  
**Monday, October 2, 2000**  
*CONFERENCE ROOM 113*

**Council Members Present:** Jerry Shoecraft, Chair; Jeff Fortenberry, Vice-Chair; Jon Camp, Jonathan Cook, Cindy Johnson, Annette McRoy, Coleen Seng.

**Others Present:** Ann Harrell, Jennifer Brinkman, Mark Bowen, Mayor's Office; Dana Roper, City Attorney; Darrell Podany, Aide to Councilman Camp; Karen Shinn, Aide to Councilman Fortenberry; Joan Ray, Council Secretary; Chris Hain, *Journal Star* representative.

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\* Carried over from September 25, 2000

Mr. Shoecraft, Council Chair, requested a motion to approve the above-listed minutes. Annette McRoy moved approval of the minutes as presented. The motion was seconded by Coleen Seng and carried by the following vote: AYES: Jonathan Cook, Annette McRoy, Cindy Johnson, Jerry Shoecraft, Jeff Fortenberry, Coleen Seng; NAYS: None; ABSENT FOR VOTE: Jon Camp.

## **II. COUNCIL REPORTS ON BOARDS, COMMITTEES, COMMISSIONS AND CONFERENCES**

- \*1. WILDERNESS PARK GENERAL MEETING (Fortenberry) - Did Not Attend** He noted that unfortunately Lynn had told him that there were only two people at the Wilderness Park meeting. They are going to try to re-group. He felt there was probably some burn-out on that issue.

Ms. Johnson asked a question about the letter that had been in the packet regarding the Wilderness Park Roadway. She asked what is the feeling and where are they on that issue? Is it something the group will be totally opposed to or something that will merely be discussed. Ms. Johnson noted that the letter writer didn't like the idea.

Mr. Fortenberry stated that the judgement on that issue was never fully resolved. He felt the sentiment of the group is that they are adamantly against that, though it still keeps coming up in other venues.

Ms. Johnson felt the letter-writer had a point about the beltway going through the area. Mr. Fortenberry answered that the issue, being one of environmental sensitivity, but setting up a parallel beltway whereas if you're going to build this [inaudible] And that's a fundamental issue.

Mr. Cook asked if the issue of the LRTP is a commitment that someday we'll study. [Inaudible] We'll leave that up to the 2000 Comp Plan when we re-write the transportation section.

Mr. Fortenberry felt the City should take a look at some specific language and put some kind of mitigating statement in there that would indicate that any plans should take into consideration the findings of the Wilderness Park Study and their recommendations.

Discussion continued briefly with Mr. Fortenberry noting that the roadway issue, though there was not much interest in it and there was a great deal of opposition to it, never was defined,

- \*2. BOARD OF HEALTH (Johnson) - Did Not Attend**
- \*3. STAR CITY HOLIDAY FESTIVAL BRD (McRoy) - Did Not Attend**

- \*4. COMMUNITY HEALTH PARTNERS (Seng) - SEPTEMBER MEETING CANCELLED
- \*5. PRT (Shoecraft) - Mr. Shoecraft stated that a press conference had been held and no report is necessary. Council requested that the PRT Pre-Council notation be removed from the Upcoming Pre-Council List. Council Staff indicated that this would be done.
- \*6. ENTRYWAY CORRIDOR DESIGN COMMITTEE (Fortenberry) Did not attend. The only thing he added was that one thing he did not want Council to forget about is really respecting the authority and autonomy of the Airport Authority. That's their property. He felt the City has so far succeeded in doing that.

Ms. Johnson stated that another thing that should remain as a focus is the importance of the visibility of the businesses along the route. Their survival is based on visibility. She noted that she could not help but think that the City can't look at developing anything other than an entryway that compliments the businesses, and does not take away from their visibility

Mr. Fortenberry noted that he agreed completely, especially where you have a concentrated business district. He looked at this as something that will help the businesses by having people being attracted to them [through aesthetic appeal]. The inefficient design that is currently in place [is entirely inadequate].

Ms. Johnson added that if the signage is adequate to bring people into the businesses, then add some landscaping that is welcoming; but doesn't hurt the businesses in being able to draw people in. And, we should allow the businesses to be a partner in the development of the plan, then there would be less opposition. She noted that the City needs to be sensitive to the needs of the businesses adding that they were there first. She stated that she would hate to see anything happen that might be a detriment to the businesses.

Mr. Fortenberry answered that he did not believe it would happen because one idea that has been talked about is a Business Improvement District. That would get their approval to allow voluntary assessment.

He noted that Ms. Johnson was right in that this was a critical issue. He felt the approach up until now had been piece-meal and needed to be pulled together.

Mr. Camp asked if there was anything in the City's sign code that would allow special monument signs. He liked the idea of having this greenery along there - creating a tree-lined corridor would be nice. And if we could come up with some new, larger monument signs it might benefit the businesses. Mr. Fortenberry felt these were great ideas, but to retro-fit it now, would be very difficult.

Mr. Fortenberry noted that he had been in locations where the signage had low-visibility, but once he got to the location and saw how beautiful it was, a created oasis, it was a very desirable location. Part of that is the way they handled the signage and landscaping...so it's a trade-off.

7. WILDERNESS PARK ADVISORY COMMITTEE (Fortenberry)  
[See Comments Under *Wilderness Park General Meeting*]

8. INTERNAL LIQUOR COMMITTEE (Johnson/McRoy/Shoecraft)  
Ms. Johnson reported that they had discussed the case that was won by Mr. Fredericks. It opens a lot of doors down the road if we're careful.

Another thing that was discussed at length by the Committee was the server training. The RHC is in the process of doing the finalization and the biggest question they have right now is the mechanics of it. She felt that they were pursuing exactly what Mr. Shoecraft had recommended. [Ms. Johnson's remarks at this point were inaudible.] The thing that they fear is that in terms of your [inaudible] versus something that they police themselves to make sure that it stays on track. Once they've decided upon that, we agreed that if we give the direction to the Health Board or another Department that we add this little bit on to those who are holding liquor licenses. So, we're waiting.

Ms. McRoy asked if Ms. Johnson wanted to talk about the one restaurant in the Haymarket that was also discussed at the meeting. Ms. Johnson noted that they had a lot of problems with [Zapatas] such as

disturbances, intoxication, fights, etc. That will probably be a source of discussion at future meetings.

Mr. Cook noted that the Courts had upheld the City's spacing requirements in the zoning code, and wondered if therefore there was any interest in including any spacing requirements that we have. They can always be waived when conditions warrant, but it would give the City more control. The Courts would uphold a restriction, this would give us a chance of saying "no - this is too close".

Ms. Johnson commented that the University has that coalition that they're putting together and a lot of it's focus is going to be zoning, particularly in business districts, which is another area that really needs to be looked at in the downtown area (especially with so many bars within one block) . This causes a strain on police resources. Ms. Johnson answered Mr. Cook by stating "So, that's probably not such an impossibility". She felt this was a really important case and will be something to really be watched.

9. DOWNTOWN LINCOLN BOARD ASSOCIATION (Seng) - Ms. Seng did not attend due to the lateness of the Monday night Council Meeting.

\* Carried over from September 25, 2000

## **OTHER MEETINGS REPORTS:**

Ms. Seng did attend an alternative energy event at the Capitol on Wednesday. She noted that she was there for just a short portion of the meeting when LES made a presentation. They were very complimentary of the City Council for moving forward with the wind energy.

Ms. Johnson asked how many years ago that had been. Ms. Seng agreed that it was a ways back, with Mr. Shoecraft supposing it may have been as long as five years ago. Ms. Seng noted that this meeting had been very well attended by various other states and governmental agencies.

Ms. Johnson noted that she heard something from one of the LES Board Members who said that he thought we don't have enough wind here to be powered

100% by wind energy. Why, you could have blown me away, [pun intended] because as much wind as we have here, it was a really interesting comment.

Mr. Fortenberry stated that he has been on the District Energy Corporation Board for about a year now and noted that they were focused on the main projects that are shared by the State and City. He has asked the Board to begin to project outward into what they want to do regarding creative opportunities to use this Corporation to subsidize or initiate creative energy projects that make us more efficient. Mr. Fortenberry thought a specific example of such an effort would have been the entertainment complex downtown, noting that if we had acted earlier, we could have had some input on the development for a shared plant there which would have saved on energy costs. These are things that we should be thinking about.

**III. APPOINTMENTS/REAPPOINTMENTS** - Noted Without Comment

**IV. MEETINGS/INVITATIONS** – Noted Without Comment

**V. COUNCIL MEMBERS**

**JONATHAN COOK** - No Further Comments

**ANNETTE McROY** - No Further Comments

**CINDY JOHNSON** - No Further Comments

**JERRY SHOECRAFT** - No Further Comments

**JEFF FORTENBERRY** - No Further Comments

**COLEEN SENG** - .

**JON CAMP** - No Further Comments

**ANN HARRELL** - No Further Comments

**JENNIFER BRINKMAN** - No Comments



MARK BOWEN - Mr. Bowen reported to Council that the meeting was held this morning with the Medical Society and the EMS folks regarding the provisions for the amendments to the ordinance being considered this afternoon. He stated that he felt they'd come up with some amendments that satisfy most of their concerns. Connor [Reuter] is in the Law Office right now drafting these into something formal for presentation for Council's consideration.

Mr. Camp asked what those amendments were. Mr. Bowen answered that the amendments addressed the response time and how it should be worded and also addressed the issue of an EMS Medical Director by stating that he should over-see everything. Mr. Camp felt this was good progress. Mr. Camp asked if that would include the routine *and* the emergency calls. Mr. Bowen indicated that it would. He noted that there were a series of other clean-up amendments that Connor also has that we've talked about.

Mr. Fortenberry commented that there was one issue in the language that talked about the certification of the medical director by the EMS, or a State certified medical entity. Is that line being stricken? Mr. Bowen stated that that issue is corrected by having EMS Medical Director be the medical director for all providers. So, that should satisfy your concern on that issue.

Mr. Shoecraft commented that this was a great job and thanked Mr. Bowen for his comments.

DANA ROPER - No Further Comments

**VI. REQUESTS OF COUNCIL FROM MAYOR** - None

**VII. MISCELLANEOUS** - None

**VIII. MEETING ENDED** - Approximately 12:28 p.m.